



# COMMONWEALTH of VIRGINIA

Office of the Attorney General

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## MEMORANDUM

**To:** Debra Martin  
Program Manager  
Office of Plant Industry Services  
Virginia Department of Agriculture and Consumer Services

Sandra J. Adams  
Commissioner  
Virginia Department of Agriculture and Consumer Services

**From:** Justin I. Bell  
Assistant Attorney General

**Date:** March 29, 2017

**Subject:** Letter of Assurance for Rules and Regulations for Enforcement of the Virginia Pest Law-Virginia Gypsy Moth Quarantine, 2 VAC 5 – 330.

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I have reviewed the Virginia Board of Agriculture and Consumer Services' proposed Rules and Regulations for Enforcement of the Virginia Pest Law-Virginia Gypsy Moth Quarantine. In my view, as counsel to the Virginia Board of Agriculture and Consumer Services, these regulations may be promulgated pursuant to § 3.2-703 of the *Code of Virginia*. The regulations do not appear to conflict with the Constitution of the United States or the Constitution of the Commonwealth of Virginia, nor do they appear to conflict with any federal or state law currently in effect.

This memorandum addresses legal matters only and is not intended to serve, nor should it be construed, as a comment for or against the merits of the proposed regulations.